

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

CHARLES MARION,)	
)	
Petitioner,)	8:06CV520
)	
v.)	
)	
UNITED STATES OF AMERICA,)	ORDER
)	
Respondent.)	
_____)	

This matter is before the Court on petitioner's motion pursuant to 28 U.S.C. § 2241 and 2243 (Filing No. 1). Section 2241 provides for a habeas corpus proceeding, but such a motion must be filed in the district where the petitioner is incarcerated. This Court does not have jurisdiction to hear a § 2241 motion as petitioner is housed in a United States prison facility at Leavenworth, Kansas. Lacking jurisdiction to hear the motion, it will be denied. Accordingly,

IT IS ORDERED that petitioner's motion pursuant to 28 U.S.C. § 2241 and 2243 is denied.

DATED this 19th day of September, 2006.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court